

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 1:30 P.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Betty L. Dawson, Associate Justice; Honorable Stephen Kane, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Diana Monopoli, Deputy Clerk.

**F049556      Lopez v. Calderon**

Cause called and argued by Andrew R. Lopez, appellant in propria persona and by Catherine Woodbridge, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, January 11, 2007, at 1:30 P.M.

**F051411      In re David R., Jr., a Minor; Fresno County Department of Children and Family Services v. David R., Sr.**

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F050474      In re Travon W., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F050474      In re Travon W., a Minor**

The order terminating parental rights is affirmed. Appellant's motion to take additional evidence is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F049032      People v. Thomas**

The judgment is affirmed. Levy, J.

We concur: Vartabedian, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F050389      In re Jacob J., a Minor**

The judgment is modified to provide that the three-year term arising from the admitted battery on J.G., as alleged in a section 602 petition filed August 31, 2005, is imposed for the violation of Penal Code section 242, pursuant to the penalty provision contained in Penal Code section 186.22, subdivision (d). The superior court is ordered to prepare a corrected commitment order and to transmit it to the appropriate authorities. As modified, the judgment is affirmed. Levy, J.

We concur: Vartabedian, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F050559      In re Marcos L., a Minor**

The dispositional order is affirmed. Levy, J.

We concur: Vartabedian, Acting P.J.; Gomes, J.

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**F049526**      **D. H. Williams Construction, Inc. v. Clovis Unified School District et al.**  
**F049632**

The judgment is reversed. On remand, the trial court shall order the District to offer a contract to Williams within 15 days of such order, unless before that date the District provides notice to Williams that it is deemed not a responsible bidder and offers a due process hearing on that determination. The trial court shall retain jurisdiction to cancel and rescind the District's contract with Emmett, and to order appropriate relief to Emmett as set forth in Public Contract Code section 5110, and shall exercise this jurisdiction if the District and Williams enter into a contract for the remainder of the concrete and fence work at issue here. The parties shall bear their own costs on appeal. Vartabedian, Acting P.J.

We concur: Harris, J.; Gomes, J.

[CERTIFIED FOR PUBLICATION]